

# McCarthy Tétrault

McCarthy Tétrault LLP  
Box 48, Suite 5300  
Toronto Dominion Bank Tower  
Toronto, ON M5K 1E6  
Canada  
Telephone: 416 362-1812  
Facsimile: 416 868-0673  
mccarthy.ca

**Joanna Rosengarten**  
**Direct Line:** 416 601-7556  
**Direct Fax:** 416 868-0673  
**E-Mail:** jrosengarten@mccarthy.ca

July 10, 2008

**VIA E-MAIL & VIA COURIER**

Ontario Energy Board  
Ms. Kirsten Walli, Board Secretary  
2300 Yonge Street  
P.O. Box 2319  
Suite 2700  
Toronto, ON M4P 1E4

Dear Ms. Walli:

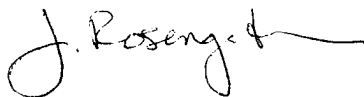
**Re: Pearson International Fuel Facilities Corporation  
Authority to Construct Jet Fuel Pipeline  
Pursuant to Section 101 of the *OEB Act*  
Board File Number: EB-2008-0091**

Please find enclosed Pearson International Fuel Facilities Corporation's formal withdrawal of its application in EB-2008-0091.

Yours very truly,

**McCarthy Tétrault LLP**

Per:



Joanna Rosengarten  
Enclosure

**C: Pearson International Fuel Facilities Corporation, Stephen Vieira  
City of Mississauga, Michal E. Minkowski  
The Regional Municipality of Peel, Eric R. Finn  
Greater Toronto Airport Authority, Allan Herring**

**ONTARIO ENERGY BOARD**

**IN THE MATTER OF** Section 101 of the Act *Ontario Energy Board Act, 1998*;

**AND IN THE MATTER OF** the order of the Ontario Energy Board granting Pearson International Fuel Facilities Corporation leave to construct a pipeline pursuant to s. 90(1) of the *Ontario Energy Board Act, 1998* (EB-2007-0009);

**AND IN THE MATTER OF** an application by Pearson International Fuel Facilities Corporation for authority to construct a work under a highway for the purposes of constructing a jet fuel pipeline and related facilities in the City of Mississauga.

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**WITHDRAWAL OF APPLICATION**

**Pearson International Fuel Facilities Corporation**  
**July 10<sup>th</sup>, 2008**

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McCarthy Tétrault LLP  
Toronto Dominion Bank Tower  
Suite 5300, Box 48  
Toronto, ON M5K 1E6

George Vegh  
Tel: (416) 601-7709  
Fax: (416) 868-0673  
Counsel for Pearson International Fuel Facilities Corporation

## ONTARIO ENERGY BOARD

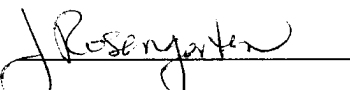
**IN THE MATTER OF** Section 101 of the Act *Ontario Energy Board Act, 1998*;

**AND IN THE MATTER OF** the order of the Ontario Energy Board granting Pearson International Fuel Facilities Corporation leave to construct a pipeline pursuant to s. 90(1) of the *Ontario Energy Board Act, 1998* (EB-2007-0009);

**AND IN THE MATTER OF** an application by Pearson International Fuel Facilities Corporation for authority to construct a work under a highway for the purposes of constructing a jet fuel pipeline and related facilities in the City of Mississauga.

### WITHDRAWAL OF APPLICATION

1. On April 17, 2008, Pearson International Fuel Facilities Corporation ("PIFFC") applied to the Ontario Energy Board ("Board") for an order granting it authority to construct a jet fuel pipeline in the City of Mississauga in the Region of Peel ("Application"). PIFFC had previously been granted leave to construct the pipeline by a decision and order of the Board issued on August 17, 2007 (EB-2007-0009).
2. Since filing its Application with the Board on April 17, 2008 and until July 2, 2008, PIFFC has diligently continued negotiations with the City of Mississauga and the Region of Peel in an effort to resolve the issues noted in the Application. PIFFC is pleased to inform the Board that the parties have successfully negotiated terms of access to install the pipeline. Licence Agreements were signed with both the Regional Municipality of Peel and the City of Mississauga on July 2, 2008. The Licence Agreements with the Regional Municipality of Peel and with the Corporation of the City of Mississauga are attached as Appendix "A" and "B" respectively to this withdrawal notice.
3. In light of the successful negotiation of the above-noted Licence Agreements, PIFFC hereby formally withdraws its Application.

  
for: George Vegh on behalf of Pearson International Fuel Facilities Corporation